



(2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No: 38005-0087

#37

In re patent application of

Hans Heinrich HEIDTMANN *et al.*

Confirmation No.: 9582

Serial No.: 09/256,237

Group Art Unit: 1642

Filed: February 24, 1999

Examiner: M. Davis

For: NUCLEIC ACID CONSTRUCT FOR EXPRESSING ACTIVE SUBSTANCES
WHICH CAN BE ACTIVATED BY PROTEASES, AND PREPARATION AND USE

* * *

**PETITION UNDER 37 C.F.R. § 1.59(b) TO EXPUNGE
PROPRIETARY IDS SUBMITTED UNDER MPEP §724.02**

Commissioner for Patents
Washington, DC 20231

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TECH CENTER 1600/2900

Sir:

Match and Return

Applicants respectfully request that the Proprietary Information Disclosure Statement (PIDS) filed in connection with the above-identified application be expunged and returned to applicants. Attached is a \$130 check for the petition fee.

The following information is submitted in support of this petition:

1. The PIDS was submitted in accordance with MPEP § 724 and §724.02.
2. The petitioner will retain the proprietary information for the period of any patent with regard to which such information is submitted.
3. The PIDS is requested to be expunged as it is deemed to be Proprietary material.
4. The information being expunged has not been otherwise made public.
5. This Petition is being submitted by the same party who originally submitted

the PIDS.

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Applicants, therefore, respectfully request that the PTO expunge the 09/256,237
PIDS and return same to applicants.

Respectfully submitted,

June 9, 2003
Date

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